

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

ALICE F. ARNOLD BROWN,

Plaintiff,

vs.

JO ANNE BARNHART, Commissioner  
of Social Security,

Defendant.

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CIVIL ACTION NO. H-05-2026

**ORDER**

Pending before the court is Defendant's Amended Motion for Substitution. The motion is GRANTED. (Docket entry #13).

Jo Anne B. Barnhart, Commissioner of the Social Security Administration, the real party in interest, is substituted as Defendant.

FURTHER, it is recommended that Defendants Terrell I. Murphy, Horace L. Dickerson, Jr., and W. Burnell Hurt be dismissed as parties to this action, as they have been named in their official capacities only, and that the caption of this action be amended to reflect that the Commissioner of the Social Security Administration is the proper party defendant.

The Clerk shall enter this notice and provide a true copy to all counsel of record.

**SIGNED** at Houston, Texas, this 3<sup>rd</sup> day of October, 2005.



**MARY MILLOY  
UNITED STATES MAGISTRATE JUDGE**